



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
-----------------	-------------	----------------------	---------------------	------------------

10/036,194

12/28/2001

James Edward Christensen

YOR9-2001-0554
(8728-538)

2835

46069

7590

05/30/2006

F. CHAU & ASSOCIATES, LLC
130 WOODBURY ROAD
WOODBURY, NY 11797

EXAMINER

SHAW, PELING ANDY

ART UNIT

PAPER NUMBER

2144

DATE MAILED: 05/30/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No. 10/036,194	Applicant(s) CHRISTENSEN ET AL.	
	Examiner Peling A. Shaw	Art Unit 2144	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 15 March 2006.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-21 and 23 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-21 and 23 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 28 December 2001 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

PAS

DETAILED ACTION

1. Amendment received on 03/15/2006 has been entered into record. Claims 32-39 are cancelled. Claims 1-21 and 23 are currently pending.

Priority

2. This application has claimed the benefit of 60/303,945 filed on 07/09/2001. The filing date is 12/28/2001.

Claim Rejections - 35 USC § 112, first paragraph

3. Claims 1, 9 and 23 are rejected under 35 U.S.C. 112, first paragraph, as containing subject matter which was not described in the specification in such a way as to reasonably convey to one skilled in the relevant art that the inventor(s), at the time the application was filed, had possession of the claimed invention.

- a. Claims 1 and 23 recites the limitation of "...wherein the active object is transferable; ..." which is not defined anywhere in the original specification or claims. It is not clear what it means to be transferable with the context of active object. Thus it renders the claims not clear or indefinite. For the purpose of applying art, the cited limitation is ignored.
- b. Claim 9 recites the limitation of "... according to a preference of the second client." which is not defined anywhere in the original specification or claims. It is not clear what it means on the preference of the second client with the context of claim 1. Thus it renders the claim not clear or indefinite.

Appropriate corrections are required.

Claim Rejections - 35 USC § 103

4. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 1-8, 10-21 and 23 rejected under 35 U.S.C. 103(a) as being unpatentable over Engstrom (US 20020138286 A1), hereinafter referred as Engstrom, in view of Bhoj et al. (US 6304892 B1), hereinafter referred as Bhoj.

- a. Engstrom shows (claim 1) a method for providing access to an electronic profile of a first client to a second client comprising the steps of: creating a network accessible electronic profile of the first client, wherein the electronic profile is accessible by an active object, wherein the active object is bound to the electronic profile (Fig. 8; abstract, paragraph 39); defining an access right of the second client, wherein the access right determines a portion of the electronic profile of available to the second client via the active object (paragraph 40: where access right is given to a second client to communicate); verifying an identity of the second client; and providing access to the portion electronic profile to the second client via the active object (paragraph 23). Engstrom does not show storing a contract template, wherein the contract template comprises a plurality of roles and a plurality of access rights, wherein each role is associated with at least on access right; staffing each role with one of the first client and the second client, wherein the first client and the second

client each provide access to corresponding electronic profiles accessible by corresponding active objects; and assigning access rights to the first client and second client according to the contract template and the active objects. However Engstrom does show staffing and assigning access right (paragraph 40).

- b. Bhoj shows using and storing contract templates derived from the predetermined access agreement to filter all the management data of the second data service system into the selective management data (claim 1-3) in an analogous art for the purpose of selective data exchanges across federated environments.
- c. It would have been obvious to a person of ordinary skill in the art at the time of the invention was made to modify Engstrom's functions of generating personas with Bhoj's functions of selective data exchanges.
- d. The modification would have been obvious because one of ordinary skill in the art would have been motivated to use a limited set of data pertaining an individual entity per Engstrom (paragraph 18: dynamic profile) and Bhoj (abstract: selective management data) 's teaching in the form of personal profile for other's access per Engstrom (paragraph 18: dynamic profile for content or service provider)'s teaching or in the form or contract template for service agreement per Bhoj (claim 1-3: contract template for selective data access)'s teaching as both Engstrom and Engstrom are in the field of limiting data access and require similar implementation functionalities, e.g. dynamic profiles and contract template.

- e. Regarding claim 2, Engstrom shows further comprising the step of defining a second access right of a third client wherein the access right determines a portion of the electronic profile available to the third client via the active object (Fig. 8).
- f. Regarding claim 3, Engstrom shows wherein the active object is an network accessible active object (Fig. 8).
- g. Regarding claims 4 and 5, Engstrom shows wherein electronic profile comprises location information of the first client and wherein electronic profile comprises status information of the first client (paragraph 21: address).
- h. Regarding claim 6, Engstrom shows wherein electronic profile comprises a communication channel of the first client (paragraph 40: chat channel).
- i. Regarding claim 7, Engstrom shows wherein the step of defining the access right further comprises the step of defining the access right according to a predefined access right specifying a portion of the electronic profile accessible to the second client (paragraphs 22-23).
- j. Regarding claim 8, Engstrom shows wherein the electronic profile is associated with one or more clients (Fig. 8).
- k. Regarding claim 10, Engstrom shows wherein the active object enables the second client to contact the first client (paragraph 40).
- l. Regarding claim 11, Engstrom shows further comprising the steps: specifying, in the electronic profile, a communication channel of the first client accessible to the second client; and establishing the communication channel between the first client and the

second client upon selecting the communication channel, wherein the active object comprises means for selecting the communication channel (paragraph 40).

- m. Regarding claim 12, Engstrom shows wherein the electronic profile notifies the first client upon an access of the electronic profile (paragraph 18).
- n. Regarding claim 13, Engstrom shows wherein at least one of the first client and the second client is a role satisfied by one or more users (paragraphs 18 and 39).
- o. Regarding claim 14, Engstrom shows further comprising the step of specifying means for transacting funds (paragraphs 5 and 24).
- p. Regarding claim 15, Engstrom shows wherein the means for transacting funds is specified in the electronic profile (paragraph 24).
- q. Regarding claim 16, Engstrom shows further comprising the step of charging a fee for transacting funds between the first client and the second client (paragraph 25).
- r. Regarding claim 17, Engstrom shows wherein the means for transacting funds dynamically determines one of a source and a destination of funds of the first client according to a property of the transaction (paragraph 25).
- s. Regarding claim 18, Engstrom shows further comprising the step of authenticated the electronic profile (claim 27: by priority identity).
- t. Regarding claim 19, Engstrom shows further comprising the step of authenticating information disclosed by the electronic profile (paragraph 5).
- u. Regarding claims 20 and 21, Engstrom shows further comprising the step of automatically modifying the access right of the second client according to a variable defined in the electronic profile; and wherein the access right changes over time as a

function of a relationship between the first party and the second party (paragraph 5:
limit individual access).

- v. Claim 23 is of the same scope as claim 1. It is rejected for the same reasons as for
claim 1.

Together Engstrom and Bhoj disclosed all limitations of claims 1-8, 10-21 and 23. Claims 1-
8, 10-21 and 23 are rejected under 35 U.S.C. 103(a).

Response to Arguments

5. Applicant's remarks with respect to pending claims have been considered but are moot in view of the new ground(s) of rejection.

- a. A newly discovered art, i.e. Bhoj et al. (US 6304892 B1), disclosed substantially the usage of contract template in the analogous art of service management. It necessitates a new non-final action on the pending claims as above.

Conclusion

6. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure. Refer to the enclosed PTO-892 for details.

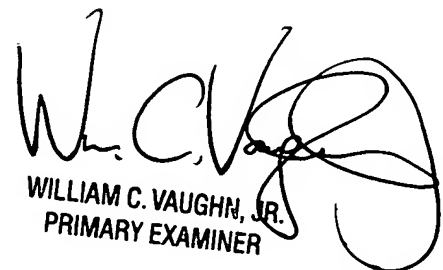
Any inquiry concerning this communication or earlier communications from the examiner should be directed to Peling A. Shaw whose telephone number is (571) 272-7968. The examiner can normally be reached on M-F 8:00 - 4:00.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, William C. Vaughn can be reached on (571) 272-3922. The fax phone number for the organization where this application or proceeding is assigned is (571) 273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

pas

pas


WILLIAM C. VAUGHN, JR.
PRIMARY EXAMINER